IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 1ST OCTOBER 2007 / 9TH ASWINA 1929

Crl.Rev.Pet.No. 1552 of 2005()

CRA.109/2000 of ADDL. SESSIONS COURT (ADHOC), PATHANAMTHITTA
CC.198/1996 of JUDL.MAGISTRATE OF FIRST CLASS COURT-I, PATHANAMTHITTA

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REVN. PETITIONER: APPELLANTS/ACCUSED:

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1. SAJI KUMAR,
   KAKKUZHIYIL VEEDU, MELUKARA MURI,
   KOZHENCHERRY TALUK.

2. CHELLAMMA, RESIDING AT -DO- -DO-.

3. RETNAMMA, RESIDING AT -DO- -DO-.

BY ADV. SRI.MVS.NAMBOOTHIRY

RESPONDENTS: RESPONDENT/COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI.S.SANTOSH KUMAR (PERUNAD)
PUBLIC PROSECUTOR SRI.K.S.SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 01/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Crl. R.P. No. 1552 OF 2005 D

Dated this the 1st day of October, 2007

O R D E R

The revision petitioners, who are the husband, mother-in-law and sister-in-law of the defacto complainant and who are the accused in C.C.No.198/96 on the file of JFCM-I, Pathanamthitta, for offences punishable under sections 498A and 342 IPC, challenge the conviction and sentence concurrently recorded against them for an offence punishable under section 498A IPC. Pending this revision, the parties have squared up the dispute between them. The defacto complainant(PW1) who is also represented by counsel submits that there is no subsisting dispute between the parties. Hence, in the light of the decision in ***B.S.Joshi Vs. State of Haryana*** [2003 SCC Crl. 848], the conviction entered and the sentence passed against the revision petitioners are dislodged and they are acquitted of the offence punishable under section 498A.

This revision is disposed of as above.

(V. RAMKUMAR, JUDGE)

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